

AF/3727



PATENT APPLICATION

**EXPEDITED PROCEDURE
TECHNOLOGY CENTER ART UNIT 3727**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Doug MERCIER et al.

Group Art Unit: 3727

Application No.: 10/075,451

Examiner: J. Merek

Filed: February 15, 2002

Docket No.: 111942

For: NESTING CONTAINERS AND LIDS

**REQUEST FOR RECONSIDERATION OF NON-ENTRY OF AMENDMENT AFTER
FINAL REJECTION UNDER 37 CFR §1.116**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants filed an Amendment After Final Rejection on February 4, 2004. On page 12 of that Amendment, Applicants explained why the finality of the current Office Action is improper and should be withdrawn.

Applicants have now received an Advisory Action indicating that the Amendment After Final Rejection will not be entered. However, the Advisory Action does not address Applicants' assertion that the finality is improper. Applicants continue to assert that the Amendment After Final Rejection should be entered because the finality is improper.

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Accordingly, Applicants respectfully request reconsideration of the decision not to enter the Amendment After Final Rejection.

Respectfully submitted,



James A. Oliff
Registration No. 27,075

J. Adam Neff
Registration No. 41,218

JAO:JAN/cmf

Date: March 3, 2004

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